STATE OF MICHIGAN

DEPARTMENT OF LABOR & ECONOMIC GROWTH

BEFORE THE

STATE BOUNDARY COMMISSION

In the matter of:

Boundary Commission
Docket # 04-AP-7

The proposed annexation of territory in New Buffalo Township to the City of New Buffalo, Berrien County.

SUMMARY OF PROCEEDINGS, FINDINGS OF FACT AND CONCLUSIONS OF LAW

SUMMARY OF PROCEEDINGS

1. On December 17, 2004, a petition designated as Docket #04-AP-7 was filed with the State Boundary Commission requesting the annexation of certain territory in New Buffalo Township to the City of New Buffalo, in Berrien County.

2. On April 20, 2005, the Boundary Commission received correspondence from the petitioner requesting that the Boundary Commission discontinue further consideration of their petition based on errors in the legal description.

3. On April 21, 2005, the State Boundary Commission examined the petition for legal sufficiency and considered the request of the petitioner at an adjudicative meeting held in Lansing. The Commission declared the petition to be legally insufficient.

4. On April 21, 2005, the State Boundary Commission adopted this Summary of Proceedings, Findings of Fact and Conclusions of Law at an adjudicative meeting held in Okemos.

FINDINGS OF FACT

1. The Commission finds that:
    1. The Part III legal description contains typographical errors which indicate that the description of the territory proposed for annexation does not close mathematically.

CONCLUSIONS OF LAW

1. The Boundary Commission **rejects** this petition on the ground that it fails to conform to the Boundary Commission Act and Administrative Rules.

2. Pursuant to Section 8 of Public Act 191 of 1968, as amended, the Commission shall transmit a copy of this Summary of Proceedings, Findings of Fact and Conclusions of Law to the petitioner, and to the clerks of the City of New Buffalo, the Township of New Buffalo, and the County of Berrien..

Kenneth VerBurg, Chairman

April 21, 2005